SINGLE BENCH

(2) (4)

CF 4002

IN THE HON'BLE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION (S) No. 608/07 ~~2006~~

PETITIONERS

1. Smt. Jamuna Kanwar, wife of Shri L.S.Kanwar, aged about 43 years.
2. Miss. Kamala Nirmalkar, Daughter of Shri Gheesal Prasad, aged about 44 years.
3. Kailash Prasad Sahu, Son of Shri Ram Milan Sahu, aged about 45 years.
4. Hempal Singh Paikra, Son of Shri Purushottam Singh Paikara aged about 33 years.

All are resident of Village Tenganmada, Tahasil-Kota, District-Bilaspur (C.G.).

P.R. No. 6614 M.K.Sinha 22/11/07

RECEIVED-COPY 22/11/07 CLERK to A. G. BILASPUR

VERSUS

RESPONDENTS

1. State of Chhattisgarh, Through –Secretary, School Education Department, Government of Chhattisgarh, D.K.S. Bhawan, Raipur (C.G.).
2. Director, School Education Department, Govt. of Chhattisgarh, D.K.S. Bhawan, Raipur (C.G.).

(3) (5)

3. Assistant Commissioner, Tribal Development, Bilaspur, District-Bilaspur (C.G.).

4. District Education Officer, Bilaspur, District-Bilaspur (C.G.).

5. Block Education Officer, Pendra (Kota), District-Bilaspur (C.G.)

6. Collector, Bilaspur, District-Bilaspur (C.G.).

WRIT PETITION UNDER ARTICLE 226/~~227~~ OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT/WRITS, DIRECTION/DIRECTIONS ETC.

[redacted] to submit as under:-

(42)

HIGH COURT OF CHHATTISGARH AT BILASPUR

SINGLE BENCH : HON'BLE MR. SATISH K. AGNIHOTRI, J.

WRIT PETITION (S.) No. 608 OF 2007

Petitioners : Smt. Jamuna Kanwar and others

versus

Respondents : State of Chhattisgarh and others

Present : Mr. M.K. Sinha, counsel for the petitioners.
Mr. Sushil Dubey, Government Advocate for the respondents/State.

O R D E R

(Passed on this 1st Day of February, 2007)

Learned counsel appearing for the petitioners as well as for the State/respondents jointly submit that the facts and question of law involved in the present writ petition are squarely covered by the decision of this Court in the case of ***Yashwant Kumar Bharadwaj*** vs. ***Municipal Corporation, Durg and another***[1] .

2. In subsequent cases, i.e., Writ Petition (S.) No.4130 of 2005 (***Gopesh Kumar Verma*** vs. ***The State Govt. of Chhattisgarh and another***) and other connected matters, decided by this Court on 15-12-2006, pursuant to the memo dated 28-1-1995, issued by the Secretary, Board of Secondary Education, Bhopal and the prospectus of Diploma in Education Examination, it was clarified that the nomenclature of the Basic Training Institute, i.e., B.T.I. has been changed and renamed as Diploma in Education, i.e., D.Ed. Accordingly, the D.Ed. Certificate holders are also covered by the decision in Writ Petition (S.) No.4130 of 2005 (*Gopesh Kumar Verma* vs. *The State Govt. of Chhattisgarh and another*) (Supra).

3. For the aforementioned reasons, the writ petition is disposed of in terms of the decision of this Court in the matter of *Yashwant Kumar Bharadwaj* (Supra), subject to verification of the fact as to whether the petitioners have acquired D.Ed. Certificates at their own expenses as per the circulars dated 24-12-1998 and 1-3-1999 and further whether they have been paid two advance increments or not. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

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1 2006 (II) MPJR-CG 96

Subhash